



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/743,907	01/17/2001	Kunio Kamimura		8946
7590		11/18/2004		
Kunio Kamimura				
29 15 Higashi cho 4 chome				
Koganei shi; 184 0011				
JAPAN				
			EXAMINER	
			BAUGH, APRIL L	
			ART UNIT	PAPER NUMBER
			2141	

DATE MAILED: 11/18/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/743,907

Applicant(s)

KAMIMURA, KUNIO

Examiner

April L Baugh

Art Unit

2141

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☐ Responsive to communication(s) filed on \_\_\_\_.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1,3,4,8,11 and 13-15 is/are pending in the application.
- 4a) Of the above claim(s) 2,5-7,9,10,12,16 and 17 is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1,3,4,8,11 and 13-15 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 17 January 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |   |  |
|---|--|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) *   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. ____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                  | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)            |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date ____ | 6) <input type="checkbox"/> Other: ____  |

## DETAILED ACTION

### *Response to Amendment*

Applicant has amended claims 1, 3-4, 8, 11, 13-15 and canceled claims 2, 5-7, 9-10, 12, and 16-17, therefore claims 1, 3-4, 8, 11, and 13-15 are now pending.

### *Claim Rejections - 35 USC § 102*

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

The changes made to 35 U.S.C. 102(e) by the American Inventors Protection Act of 1999 (AIPA) and the Intellectual Property and High Technology Technical Amendments Act of 2002 do not apply when the reference is a U.S. patent resulting directly or indirectly from an international application filed before November 29, 2000. Therefore, the prior art date of the reference is determined under 35 U.S.C. 102(e) prior to the amendment by the AIPA (pre-AIPA 35 U.S.C. 102(e)).

2. Claims 1, 3-4, 8, 11, and 13-15 rejected under 35 U.S.C. 102(e) as being unpatentable by US Patent No. 6,405,223 to Kelley et al.

Regarding claim 1, Kelley et al. teaches a method for handling a received web datum, comprising; [a] a process to receive a time datum of monitoring point of web datum, [b] a

Art Unit: 2141

process to take out a web datum consistent with said time datum of monitoring point of web datum, among said recorded web datum (Fig.2 and column 1, line 58-column 2, line12 and column 2, lines 36-53).

Regarding claim 3, Kelley et al. teaches a method for handling a received web datum, according to claim 1, comprising; (c) a process to record a browsing point file with a time datum, [d] a process to record a material file, that is referred by said browsing point file, with a time point datum (Fig.2 and column 1, line 58-column 2, line12 and column 2, lines 36-53).

Regarding claim 4, Kelley et al. teaches a method for handling a received web datum, according to claim 3 comprising; [e] a process to make a reference file list that is consisting of a reference to a browsing point file referred by a browsing point file of frame structure (column 3, lines 55-65 and column 4, line 52-column 5, line 5 and column 5, lines 13-34).

Regarding claim 8, Kelley et al. teaches a method for handling a received web datum, according to claim 1, comprising; [f] a process to find a predetermined pattern in URL, [g] a process invoke a process that is indicated by said predetermined pattern (column 6, lines 8-43).

Regarding claim 11, Kelley et al. teaches an apparatus for handling a received web datum, comprising; [am] a means to receive a time datum of monitoring point of web datum, [bm] a means to take out a web datum consistent with said time datum of monitoring point of web datum, among said recorded web datum, [cm] a means to record a browsing point file with a time datum, [dm] a means to record a material file, that is referred by said browsing point datum (Fig.2 and column 1, line 58-column 2, line12 and column 2, lines 36-53 and column 3, lines 55-65 and column 4, line 52-column 5, line 5 and column 5, lines 13-34).

Regarding claim 13, Kelley et al. teaches a method for handling a received web datum, according to claim 1, comprising; [h] a process to identify record of browsing point file referring to a material file newly recorded, [i] a process to make a copy of said material file as a new record of material file, [j] a process to change a reference to said material file to said new record of material file (column 1, line 58-column 2, line 12 and column 2, lines 36-53 and column 5, lines 13-34).

Regarding claim 14, Kelley et al. teaches a method for handling a received web datum, according to claim 1, comprising; [k] a process to response for a request of web datum and to provide a recorded web datum as response to said request (column 4, line 52-column 5, line 5).

Regarding claim 15, Kelley et al. teaches a method for handling a received web datum, according to claim 8, comprising; [k] a process to response for web data request and to provide recorded web data file as response to said request (column 4, line 52-column 5, line 5).

### ***Conclusion***

1. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. The following patents are cited to further show the state of the art with respect to managing web history in general: Freivald et al., Nielsen, and Greer et al.


Any inquiry concerning this communication or earlier communications from the examiner should be directed to April L Baugh whose telephone number is 571-272-3877. The examiner can normally be reached on Monday-Friday 9:00am-5:30pm.

Art Unit: 2141

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Rupal Dharia can be reached on 571-272-3880. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

ALB

A handwritten signature in black ink, appearing to read 'Le Hien Luu', written over a horizontal line.

LE HIEN LUU  
PRIMARY EXAMINER